State of California, State Water Resources Control Board **Division of Water Rights**

P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

• •	TAW OTIC		RICT						N	otifying the cha	Division o	f Water Ri e responsi	ghts of ow bility of the	nership or addr e claimant
						,	/(51849	(41	Please Col	mplete and	d Return T	his Form l	by JULY 1, 2008
Primary C	Contact: LES EVAN	5	TOM	1 MO	SBY	oro ri Ra ca	,	Agent: Address:	')			\ R/P		
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iource Na	me: FOX	CREEK												
ributary									Name .	Year of Fir		940		
	Santa Bar within:		4 Section 2	29, T 5 N,	R 25 W, S	SBB&M			Asses	of Diversion sor Parcel N the Diversion	lumber			
							_			045-	- (aveleis)			
Α.	Water is	Used Und	<u>der</u> : Ripar	ian claim _.	Pre-	1914 claim	Co	urt Decree	No.:	Otne	r (explain)	•		
В.	Year of F	irst Use:	(Please pr	ovide if m	issing in t	he Division	of Rights	database (e	ewrims)) _					
C.	Rate of D	<u>Diversion</u> : ons per m	The rate inute (gpm	of diversion)	on of wate	er for each r Sallons per	nonth use day (gpd)	d and enter	ed in the ta	ble below is c feet per so	s shown in econd (cfs	units of:)		
	Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
	2005		1				ļ		<u> </u>			+		+
	2007	 		-		1	<u> </u>					<u> </u>		
D.	Quantity Gall	of Water ons	Used: Th	e quantity Million G	of water allons (Mo	used each G)	month and	d entered in Acre-feet (A	the table b	elow is sho				
	Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
	2005	 		 	+	_	+	 	 		+		1	
	2007	+	 		+	<u> </u>					<u> </u>			
_			0			.4		oroono non	and ata					
E.	Purpose		•		_			ersons sen						
	Irrigation	ooifu)			_ acres;	Stockwat	ering		;	Domestic .		····	;	
	Other (sp	ecity)												
	Parcel Nu	ımber(s) (of Place of	Use:					·					
F.	Changes (New pur	in Methonp, enlarg	od of Dive	rsion – De on dam, lo	escribe ar cation of	ny changes diversion, e	in your prote.)	oject since	your previou	us statemer	nt was filed	1.		
G.	Please ar	nswer only	v those que	estions be	low which	are applic	able to you	ır project.						
-		servation				•								
				wina wata	r concent	ation efforts	2 VES		NO					
	a.	Describe	any water	r conserva	tion effort	s you have	initiated:_							
	b.		e claiming e amount o			servation u	nder sectio	on 1011 of t	he Water C	ode for you	ır claimed	pre-1914 :	appropriat	ive right, please
			n in Divers	sions:	/A = /3 = -	O) Va			/AE/MC\	Year			(AF/MG)	
		Year _			(AF/M(ے rear ری			_ (AF/IVIG)	real			(CIVITY IF)	

S000355

2005, 2006, 2007

		Reduction Year	n in consumptive use:	(AF/MG)	Year		(AF/MG) Year	•	(AF/MG)
		I have dat	a to support the abov	e surface	water use red	uctions due to co	nservation effo	rts. YES NO	
2.	Wat	ter quality a	ind wastewater reclan	nation					
	a.	Are you n a degree	ow or have you been which unreasonably a	using recla Iffects suc	aimed water fr n water for oth	rom a wastewate er beneficial use	r treatment faci s? YES	lity, desalination facil	ity or water polluted by waste to
	b.		tive right under sectio						eu of a claimed pre-1914 amounts of substitute water
			f reduced diversion:	(AF/MG)	Year		(AF/MG) Year		(AF/MG)
		State the	type of substitute wat	er supply:	-				
		Amount of Year	f substitute water sup	ply used: (AF/MG) e surface	Year water use redi	uctions due to th	(AF/MG) Year	titute water supply.	(AF/MG) YES NO
3.	Con		e of surface water and						·
	a.	•	ow using groundwate	-		? YES N	Ο.		
	b.	If you are		the subst	tution of grou	ndwater for a cla	imed pre-1914		nder section 1011.5 of the Water
sou	ght in	and that it not the future.		locument (the water savi	ngs claimed in " I	" above if cred		sections 1010 and 1011 is
DA	TE: _		, 20	at		 			, California
SIG	NAT	JRE:						· ·	
PR	NTE	NAME: _	(first name)	\	(mid	dle initial)		(last name)	
			(macriaine)			•		,	
ITE		if th	nere is insufficient spa CONTINUATION						nent sheet.
		-							
			GENE There are two princip	RAL INFO	RMATION PE	RTAINING TO Ver rights in Califo	VATER RIGHTS	S IN CALIFORNIA riparian and appropri	ative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000, SACRAMENTO, CA 95812-2000

(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: MONTECITO WATER DISTRICT C CHARLES EVANS STATEMENT NO: S000355 PO BOX 5037 SANTA BARBARA, CA 93150-5037 SOURCE: FOX CREEK TRIBUTARY TO: SANTA YNEZ RIVER TELEPHONE NUMBER: COUNTY: SANTA BARBARA (805) 969-2271 **DIVERSION** YEAR OF FIRST USE: 1940 WITHIN: 1/4 OF 1/4 SECTION 29, T5N, R25W, SB&M. PARCEL NO: Water is used under: Riparian claim _____ Pre 1914 right _____ Other (explain); ___ Year of first use (Please provide if missing above) Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used. Acre-feet Amounts below are: Gallons Other Total Feb Nov Dec Year Jan Mar Apr May June July Sept Oct Annual 14 0 60 0 0 1996 O 0 0 0 0 1997 0 0 Q) 0 0 0 0 0 1998 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. _; Domestic_ Irrigation ___ acres; Stockwatering __ Other (specify) Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) Please answer only those questions below which are applicable to your project. Conservation of water a. Describe any water conservation efforts you may have started:____ If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved: ___ (af/mg) 19_ ____ (af/mg) 19__

Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to

a degree which unreasonably affects such water for other beneficial uses? YES _____ NO ____.

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Water quality and wastewater reclamation

В.

C.

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000

(916) 657-2170

	b.	polluted water i	use under a claimed pre 1914 approin lieu of appropriated water is claime freclaimed water used:	opriative water right through substitution of rec ed under section 1010 of the Water Code, ple:	laimed water, desalinated water or ase show amounts of reduced diversions
		19	(af/mg) 19	(af/mg) 19	(af/mg)
3.	Coi	njunctive use of s	surface water and groundwater		
	a.	Are you now usi	ng groundwater in lieu of surface wa	ter? YES NO	
	b.	If credit toward water is claimed	use under a claimed pre 1914 appro under section 1011.5 of the Water 0	priative right through substitution of groundwa Code, please show the amounts of groundwate	iter in lieu of appropriated er used:
		19	(af/mg) 19	(af/mg) 19	(af/mg)
) 5	decli ATE SIGN	are that the information in the	mation in this report is true to the bes	Santa Barbara	, California
F	RIN	TED NAME:	<u>C.</u>	Charles	Evans (last name)
c	ОМ	PANY NAME:	(first name) Montecito Wat	(middle -init.) name ter Qistrict	(last name)
			If there is insufficient space	e for your answers, please use the space prov	rided below.
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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS *** STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

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Irrigation _______; Domestic ______; Domestic ______; Other (specify) ______

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. New pump, enlarged diversion dam, location of diversion, etc.) NONE F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below. NA I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief. Santa Barbara, California SIGNATURE: PRINTED NAME: COMPANY NAME: 1 ontecito GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA There are two principal types of surface water rights in California. They are riparian and appropriative rights. A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater. An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State. Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: "Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE OF CALIFORNIA THE RESOURCES AGENCY STATE WATER RIGHTS BOARD

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

Address 53 SAN YSTDRO ROAD, SANDA BARBARA, CALIFORNIA 93103 Name of body of water at point of diversion MORRIS CREEK Tributary to SANDA MEZ RIVER Place of diversion 9/ 1/2 Section 29 Township 5 N Range 25 N SR Beth Country, or locate it on sketch of section grid on reverse side with regard to section lines of prominent local landmarks. Name of works MORRIS CREEK DIVERSION Capacity of diversion works. Capacity of storage reservoir. State quantity of water used each month in gallons or scre-feet Year Jan. Feb. Mar. Apr. May June July Aug. Supt. Oct. New. Dec. Annual in the monthly and annual use are not known, check months in which water was used. State extent of use in units, such access of each crop irrigated, average number of persons served, number of stock watered, etc. Maximum annual water use in recent years. Maximum annual water use in recent years. Maximum annual water use in recent years. Type of diversion facility: gravity. I pump. Method of measurement: weir manual water in being two for). IRRIGATION, DOMESTIC, MUNICIPAL. F. Purpose of use (what water in being two for). IRRIGATION, DOMESTIC, MUNICIPAL. G. General description or location of place of use (use sheeth of section grid on severes side if yes spines) MCD of an unincorporated community adjacount to and easy of boungary of City of Sauris in approximately two fulls encommon series. H. Year of first use as nearly as known 1940 I. Name of person filing statement. DELBERT D. SMITH Position GENERAL MAMAGER Organization MONTECTTO COUNTY MATER DISTRICT Address 53.2 SM TSIDEO ROAD, SANDA BARBARA, CALIFORNIA 93003 II certify that for lorgoing statement. DELBERT D. SMITH Position GENERAL MAMAGER Organization of my knowledge and belief. H. Year of first use as nearly as known 1940 I. Name of person filing statement. DELBERT D. SMITH Position GENERAL MAMAGER Organization of my knowledge and belief. H. Year of first use as nearly as known 1940 I. Organization of my knowledge and belief. H. Year of first use as nearly as kno	. 1	Name of person diverting water MONTECITO COUNTY WATER DISTRICT
Tributary to. SAMTA TREE RIVER Place of diversion. (A) Section. 29., Township. 5 II., Range. 25 III., SB. Back. (County, or locate it on sketch of section grid on reverse side with regard to section lines of prominent local landmarks. Name of works. (A) MORRIS CREEK DIVERSION (Capacity of diversion works. (Capacity of storage reservoir. (Capacity of storage reservoi		MA GAM MOTORS DOLD GAMMA DARRADA GAT TROUBLE GATAS
Place of diversion		tank to body or water at point of terretard
County, or locate it on sketch of section grid on reverse side with regard to section lines a prominent local landmarks. Name of works. NORRIS CREEK DIVERSION Capacity of diversion works. Capacity of storage reservoir. State quantity of water used each month in gallons or acre-feet Year Jan. Feb. Mar. Apr. May June July Aug. Sept. Oct. Nov. Duc. Annual Information of the control of the c	7	Fributary to SARIA IREZ RIVER
Prominent local landmarks. Name of works. North Morris Creek Diversion Capacity of diversion works. Capacity of storage reservoir State quantity of water used each month in gallons or acre-feet Year Jan. Feb. Mar. Apr. May June July Aug. Sept. Oct. Nov. Dec. Annual If monthly and annual use are not known, check months in which water was used. State extent of use in units, such acres of each crop irrigated, average number of persons served, number of stock watered, etc. Maximum annual water use in recent years. Type of diversion facility: gravity I pump Method of measurement: weir , flume , electric power meter , water meter , estimate I . Purpose of use (what water is being two for) IRRIGATION, DOMESTIG, MUNICIPAL . General descripcion or location of place of use (use sketch of action grid on reverse side if you desire) ICAD power an unincorporated community adjacent to and each of boundary of city of Santa Ba extending enterprise along constitute approximately firm allows and room of approximately two miles encompassing an area of 8079 acres. H. Year of first use as nearly as known 1940 I. Name of person filing statement. DELBERT D. SMITH Position GENERAL MANAGER Organization MONTECITO COUNTY MATER DISTRICT Address \$3.2 MANAGER Organization of my knowledge and belief. 1 100 March 1 1967	F	Place of diversion 1/4 Section 29 , Township 5 M , Range 25 W , SB Bath,
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Maximum annual water use in recent years. Maximum annual water use in recent years. Minimum annual water use in recent years. Type of diversion facility: gravity. X. pump. Method of measurement: weir. , flume. , electric power meter. , water meter. , estimate X. Purpose of use (what water is being two for) IRRIGATION, DOMESTIG, MUNICIPAL. General description or location of place of use (use sketch of section grid on reverse side if you desire) MCMD common unflictorporated community adjacent to and east of boundary of city of Santa Ba extending enterly along coastline approximately of boundary of city of Santa Ba extending enterly two miles encompassing an area of 80/9 acres. 1. Year of first use as nearly as known 1940 I. Name of person filing statement. DELBERT D. SMITH Position. GENERAL MANAGER Organization. MONTECITO COUNTY WATER DISTRICT Address. \$3.3 SAN YSTIPO ROAD, SANDA BARBARA, CALIFORNIA 93103 Part 1 100 Max. March 1 1967	•	
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Minimum annual water use in recent years. Type of diversion facility: gravity. X., pump Method of measurement: weir., flume., electric power meter., water meter., estimate Y. Purpose of use (what water is being two for) IRRIGATION, DOMESTIG, MUNICIPAL	i	acres of each crop irrigated, average number of persons served, number of stock watered, etc.
Minimum annual water use in recent years. Type of diversion facility: gravity. X., pump Method of measurement: weir., flume., electric power meter., water meter., estimate Y. Purpose of use (what water is being two for) IRRIGATION, DOMESTIG, MUNICIPAL		
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Position GENERAL MANAGER Organization MONTECTTO COUNTY WATER DISTRICT Address 583 SAN ISTURO ROAD, SANTA BARBARA, CALIFORNIA 93103 PICTURE DV. F. in Auda above of certify that the foregoing statements are true and correct to the best of my knowledge and belief. March 1, 1967	ı.	
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Date agned	D₂	ate signed March 1, 1967 Signature Cller

See Instructions on Reverse Side

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STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: MONTECITO WATER DISTRICT

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	POB	RLES E OX 503 BARBA		93150	-5037						STAT	EMENT	NO: S	000355	
Α	TRIBU	TARY T Y: SAN SION	CREEK O: SAN TA BAR OF 1/4 er: Ripa	TA YNE BARA	*		R25W, 1	SB&M. ight	<u>/</u> ; (Other (e:	(805	PHONE) 969- OF FI EL NO:	2271) .
	. Year of first use (Please provide if missing above)														
	. Amount of which water	<u>Use</u> - E	nter the								ll use ar	e not kno	own, cho	eck the mo	nths in
	A	mounts	below a	re: 🗅	Gallons		Acre-	-feet		(other) _					
	YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	ост.	NOV.	DEC	TOTAL ANNUAL	
	1993		0	0	2	14	16	10	14	15	14	15	9	109	
	1994	'-	5	13	12	10	12	9	9	7	6		0	97	
	1995	10	0	0	0	. 0	0	15	12	13	14	14	11	79	
D.	Purpose of	Use - S	pecify no	umber of	acres i	rigated,	stock wa	atered, p	ersons	served,	etc.				
	Irrigation Other (spec	cify)		acres	, Stocky	vatering			;	Domesti	c 1Z,	000			
Ε.	Changes in pump, enla	Method rged div	l of Diver ersion da	am, ioca	escribe tion of d	iversion	nges in y , etc.)	our proj	ect sinc	e your p	revious	stateme	nt wassf		in July
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	I declare unde	er penalty	of perjur	y that the	informat	ion in thi	s report is	true to t	he best o	f my kno	wledge ar	o nd belief.	Ÿ	355 130 130 130 130 130 130 130 130 130 130	
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	COMPANY I	NAME:		SON	ECIT	0 1	VATE	R I	RESTR	ict		(CASI N	ANIE)		
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See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.